

REFERENCE TITLE: justices of the peace; duties

State of Arizona
House of Representatives
Forty-seventh Legislature
Second Regular Session
2006

HB 2002

Introduced by
Representative Quelland

AN ACT

AMENDING TITLE 22, CHAPTER 1, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING
SECTION 22-126; RELATING TO JUSTICES OF THE PEACE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 22, chapter 1, article 2, Arizona Revised Statutes,
3 is amended by adding section 22-126, to read:

4 22-126. Justices of the peace; managerial control

5 A. A JUSTICE OF THE PEACE HAS MANAGERIAL CONTROL OVER THE COURT CLERKS
6 AND OTHER SUPPORT PERSONNEL WHO PERFORM DUTIES IN DIRECT SUPPORT OF THE
7 JUSTICE COURT. FOR THE PURPOSES OF THIS SECTION, MANAGERIAL CONTROL INCLUDES
8 THE FOLLOWING:

9 1. THE RIGHT TO ASSIGN WORK TO AND DETERMINE THE JOB DESCRIPTIONS OF
10 COURT MANAGERS, COURT CLERKS AND OTHER SUPPORT PERSONNEL.

11 2. THE RIGHT TO SUSPEND, REDUCE IN GRADE OR PAY OR ISSUE WRITTEN
12 REPRIMANDS AGAINST COURT MANAGERS, COURT CLERKS AND OTHER SUPPORT PERSONNEL
13 ACCORDING TO PERSONNEL POLICIES AND PROCEDURES THAT ARE APPLICABLE TO THE
14 COUNTY IN WHICH THE JUSTICE COURT IS LOCATED.

15 3. THE RIGHT TO WRITE OR ENDORSE THE PERFORMANCE APPRAISALS OR
16 EVALUATIONS OF COURT MANAGERS, COURT CLERKS AND OTHER SUPPORT PERSONNEL.

17 4. THE RIGHT TO SCHEDULE THE HEARING OF CASES AND OTHER MATTERS THAT
18 ARE BROUGHT BEFORE THE JUSTICE COURT.

19 B. A JUSTICE OF THE PEACE MAY DELEGATE ANY OF THESE MANAGERIAL DUTIES
20 TO A COURT MANAGER, COURT CLERK OR COURT ADMINISTRATOR.

21 C. IF THE ARIZONA COMMISSION ON JUDICIAL CONDUCT ISSUES A REPRIMAND OR
22 FILES A FORMAL CHARGE AGAINST A JUSTICE OF THE PEACE, THE PRESIDING JUDGE OF
23 THE SUPERIOR COURT IN THE COUNTY IN WHICH THE JUSTICE OF THE PEACE IS LOCATED
24 MAY REMOVE OR RESTRICT THE ABILITY OF THE JUSTICE OF THE PEACE TO PERFORM ANY
25 OR ALL MANAGERIAL DUTIES. THIS SECTION DOES NOT PROHIBIT OR RESTRICT THE
26 ABILITY OF THE ARIZONA COMMISSION ON JUDICIAL CONDUCT TO TAKE OR TO RECOMMEND
27 ACTION CONCERNING A JUSTICE OF THE PEACE.